IFW

S/N 10/662,761



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: J. Ch

J. Christopher Flaherty

Examiner:

Unknown

Serial No.:

10/662,761

Group Art Unit:

Unknown

Filed:

September 15, 2003

Docket:

INSL-0125DV

Title:

Plunger Assembly for Patient Infusion Device

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with 37 C.F.R. §§ 1.97 *et. seq.*, the referenced materials are brought to the attention of the Examiner for consideration in connection with the above-identified patent application. Applicant respectfully requests that this Supplemental Information Disclosure Statement be entered and the documents listed on the attached Form 1449 be considered by the Examiner and made of record. Pursuant to the provisions of MPEP 609, Applicant requests that a copy of the 1449 form, initialed as being considered by the Examiner, be returned to the Applicant with the next official communication.

Pursuant to 37 C.F.R. §1.97(b), it is believed that no fee or statement is required with the Supplemental Information Disclosure Statement. However, if an Office Action on the merits has been mailed, the Commissioner is hereby authorized to charge the required fees to Deposit Account No. 503188 in order to have this Supplemental Information Disclosure Statement considered.

Pursuant to 37 C.F.R. §1.98(d), copies of the listed documents are not provided as these references were previously cited by or submitted to the U.S. Patent Office in connection with Applicant's prior U.S. application, Serial No., filed on , which is relied upon for an earlier filing date under 35 U.S.C. §120.

The Examiner is invited to contact the Applicant's Representative at the below-listed telephone number if there are any questions regarding this communication.

Pursuant to 37 C.F.R. 1.98(a)(2), Applicant believes that copies of cited U.S. Patents and Published Applications are no longer required to be provided to the Office. Notification of this

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Serial No :10/662,761

Filing Date: September 15, 2003

Title: Plunger Assembly for Patient Infusion Device

Page 2 Dkt: INSL-0125DV

change was provided in the United States Patent and Trademark Office OG Notices dated October 12, 2004. Thus, Applicant has not included copies of any US Patents or Published Applications cited with this submission. Should the Office require copies to be provided. Applicant respectfully requests that notice of such requirement be directed to Applicant's belowsigned representative. Applicant acknowledges the requirement to submit copies of foreign patent documents and non-patent literature in accordance with 37 C.F.R. 1.98(a)(2)

Respectfully submitted,

J. CHRISTOPHER FLAHERTY

By his Representatives,

Insulet Corporation 9 Oak Park Drive

781-457-4717

R. Anthony Diehl Reg. No. 38,432

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this _____ day of October, 2005:

Signature

Movember,

Name

PTO/SB/084(10-01)
Approved for use through 10/31/2002. OMB 651-0031
US Patent & Trademerk Office: U.S. DEPARTMENT OF COMMERCE
the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of Information unless it contains a valid OMB control number. Substitute for form 1449A/PTO Complete if Known INFORMATION DISCLOSURE 10/662,761 **Application Number** STATEMENT BY APPLICANTE September 15, 2003 Filing Date (Use as many sheets as necessary **First Named Inventor** Flaherty, J. JAN 0 4 2006 **Group Art Unit** Unknown **Examiner Name** Unknown Attorney Docket No: INSL-0125DV Sheet 1 of 3

| | US PATENT DOCUMENTS | | | | | |
|--------------------|---------------------|---------------------|---|-------------------------------|--|--|
| Examiner Initial * | USP Document Number | Publication Date | Name of Patentee or Applicant of cited Document | Filing Date If Appropriate | | |
| | US-20040068224 | 04/08/2004 | Couvillon | 10/02/2002 | | |
| | US-4342311 | 08/03/1982 | Whitney et al. | | | |
| | US-4898578 | 02/06/1990 | Rubalcaba Jr. | | | |
| | US-5125415 | 06/30/1992 | Bell | | | |
| | US-5189609 | 02/23/1993 | Tivig et al. | | | |
| | US-5573342 | 11/12/1996 | Patalano | | | |
| | US-5678539 | 10/21/1997 | Schubert et al. | | | |
| | US-5685859 | 11/11/1997 | Kornerup | | | |
| | US-5764159 | 06/09/1998 | Neftel | | | |
| | US-5810015 | 09/22/1998 | Flaherty | | | |
| | US-5858239 | 01/12/1999 | Kenley | | | |
| | US-5865806 | 02/02/1999 | Howell | | | |
| | US-5871470 | 02/16/1999 | McWha | | | |
| | US-5957895 | 09/28/1999 | Sage et al. | | | |
| | US-6244776 | 06/12/2001 | Wiley | | | |
| | US-6572585 | 06/03/2003 | Choi | | | |
| | US-6656158 | 12/02/2003 | Mahoney et al. | | | |
| | US-6656159 | 12/02/2003 | Flaherty | | | |
| | US-6692457 | 02/17/2004 | Flaherty | | | |
| | US-6723072 | 04/20/2004 | Flaherty et al. | | | |
| | US-6740059 | 05/25/2004 | Flaherty | | | |

| | FORE | IGN PATENT [| OCUMENTS | |
|--------------------|---------------------|------------------|--|----------------|
| Examiner Initials* | Foreign Document No | Publication Date | Name of Patentee or Applicant of cited Document | T ² |
| | DE-19920896 | 09/11/2000 | Cho, | |
| | DE-4200595 | 07/15/1993 | Efune, Michail | |
| | EP-0319272 | 06/07/1989 | Koenig, , et al. | |
| | EP-1177802 A1 | 02/06/2002 | Powell, , et al. | |
| | EP-0763369 | 03/19/1997 | Daugherty, Charles | |
| | EP-0867196 | 09/30/1998 | Bestetti, G.E.P. | |
| | EP-0937475 | 08/25/1999 | Burton, | |
| | WO-00/10628 | 03/02/2000 | MANN, , et al. | |
| | WO-00/19887 | 04/13/2000 | Mann, , et al. | |
| | WO-00/29047 | 05/25/2000 | Cho, , et al. | |
| | WO-00/30705 | 06/02/2000 | Larsen, Andre | |
| | WO-00/48112 | 08/17/2000 | Kowalik, Francis | |
| | WO-00/61215 | 10/19/2000 | Cho, , et al. | |
| | WO-0013580 | 03/16/2000 | Roe, , et al. | |
| | WO-0029049 | 05/25/2000 | Lavi, , et al. | |

EXAMINER

DATE CONSIDERED

PTO/SB/08A(10-01)
Approved for use livrough 10/31/2002, OMB 651-0031
US Patent & Trademerk Office: U.S. DEPARTMENT OF COMMERCE
of information unless it contains a valid OMB control number.

| Substitute for form 1449A/PTO | Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Complete if Known | | |
|---|--|--------------------|--|
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT | Application Number | 10/662,761 | |
| (Use as many sheets as necessary) | Filing Date | September 15, 2003 | |
| | First Named Inventor | Flaherty, J. | |
| | Group Art Unit | Unknown | |
| | Examiner Name | Unknown | |
| Sheet 2 of 3 | Attorney Docket No: I | NSL-0125DV | |

| | FOF | REIGN PATENT I | DOCUMENTS | |
|--------------------|---------------------|------------------|---|----|
| Examiner Initials* | Foreign Document No | Publication Date | Name of Patentee or Applicant of cited Document | T² |
| | WO-01/52727 | 07/26/2001 | Causey, , et al. | |
| | WO-01/56633 | 08/09/2001 | Thompson, , et al. | |
| | WO-01/76684 | 10/18/2001 | Mason, | |
| | WO-02/20073 | 03/14/2002 | Flaherty, , et al. | |
| | WO-02/26282 | 04/04/2002 | Kriesel, , et al. | |
| | WO-81/01658 | 06/25/1981 | Loeb, , et al. | |
| | WO-8606796 | 11/20/1986 | Ejlersen, Henning | |
| | WO-98/00193 | 01/08/1998 | Eppstein, Jonathan | |
| | WO-98/01071 | 01/15/1998 | Crothal, Katherine | |
| | WO-9841267 | 09/24/1998 | Wallace, , et al. | |
| | WO-99/10049 | 03/04/1999 | Ambrosina, , et al. | |
| | WO-99/56803 | 11/11/1999 | McMullen, , et al. | |
| | WO-99/62576 | 12/09/1999 | Gross, | |

| | OTHE | R DOCUMENTS NON PATENT LITERATURE DOCUMENTS | |
|-----------------------|-------------------------|---|--------------------|
| Examiner Initials* | Cite No ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T² |
| | | "Communication Pursuant to Article 96(2) EPC EPA No. 01968320.0", | |
| | | (01/21/2005), | ₩ |
| | | "Communication Pursuant to Article 96(2) EPC EPA No. 01977472.8", | |
| | | (07/19/2004), | - |
| | | "Communication Pursuant To Article 96(2) EPC EPA No. 01987579.8", | |
| | | (1/26/2005), | _ |
| | | "Examiner's First Report On US Patent Publication No. 2001288575", | |
| | | (3/25/2005), | _ |
| | | "Examiner's First Report On Patent Application No. 2001296588", (3/16/2005), | |
| | | "Examiner's First Report On Patent Application No. 2002239709", | |
| | | (05/18/2005), | Ь. |
| | | "Intermational Preliminary Examination Report PCT/US03/03731", (6/17/2004), | |
| | | "International preliminary Examination PCT/US01/31089", (02/05/2004), | |
| | | "International Preliminary Examination Report PCT/US01/10933", | 1 |
| | ı. | (10/28/2003), | |
| | | "International Preliminary Examination Report PCT/US01/27108", (11/4/2003), | |
| | | "International Preliminary Examination Report PCT/US02/05338", | |
| | | (04/03/2003), | $oldsymbol{\perp}$ |
| | | "International Preliminary Examination Report PCT/US02/28053", | |
| | | (12/09/2004), | \perp |
| | | "International Preliminary Examination Report PCT/US03/09606", | |
| | | (12/06/2003), | \perp |
| | | "International Preliminary Examination Report PCT/US03/09952", (1/20/2004), | \downarrow |
| | | "International Preliminary Examination Report PCT/US03/12370", (2/11/2004), | |

EXAMINER

DATE CONSIDERED

PTO/SB/08A(10-01)

Approved for use through 10/31/2002. OMB 651-0031

US Patent & Tredeman Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Substitute for form 1449A/PTO Complete if Known INFORMATION DISCLOSURE **Application Number** 10/662,761 STATEMENT BY APPLICANT September 15, 2003 Filing Date (Use as many sheets as necessary) Flaherty, J. **First Named Inventor Group Art Unit** Unknown Unknown **Examiner Name** Attorney Docket No: INSL-0125DV

ه ۱۰۰۰ الموليد

Sheet 3 of 3

| | OTHE | R DOCUMENTS NON PATENT LITERATURE DOCUMENTS | |
|-----------------------------------|------|---|--|
| Examiner Cite I Initials* No 1 | | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | |
| | | "International Preliminary Examination Report PCT/US03/16545", (02/23/2004), | |
| | | "International Preliminary Examination Report PCT/US03/28769", (8/12/2004), | |
| | | "International Search Report PCT/US/03/16640", (10/2/2003), | |
| | | "International Search Report PCT/US01/51285", (08/02/2004), | |
| | | "International Search Report PCT/US03/29019", (08/02/2004), | |
| | | "Written Opinion PCT US/02/30803", (08/26/2003), | |
| | | "Written Opinion PCT/US03/19756", (08/06/2004), | |